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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ishiwata et al.

Serial No.: 09/988,322

Group Art Unit: 2828

Filed: November 19, 2001

Examiner: Vy, Hung T.

For: AUTO POWER CONTROL CIRCUIT FOR LASER DIODE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. §1.181
TO ADMIT ENTRY OF AMENDMENT UNDER 37 C.F.R. §1.116
FOR PURPOSE OF APPEAL


Sir:

In accordance with 37 C.F.R. §1.127, Appellants respectfully petition under 37 C.F.R. §1.181 that, for purpose of Appeal, the Amendment Under 37 C.F.R. §1.116, filed on February 26, 2004, be entered into the record. It is noted that the Advisory Action, dated March 22, 2004, failed to address the entry of this Amendment for purpose of Appeal.

Appellants request that the Amendment be made of record for the sake of common understanding of the claim language. It is further noted that, in accordance with 37 C.F.R. §1.116(c), the changes to the claims in this Amendment do not touch on the merits of the Application, as matter being disputed in the rejection or in the Appeal.

Respectfully submitted,

Date: 4/26/04


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